

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION**

**ALONZO F. BEARD**

**PLAINTIFF**

**VS.**

**4:20-CV-001356-BRW**

**OFFICER QUINTON FALLS;  
DETECTIVE KOURTNEY HARDIN;  
OFFICER BROOKE WATSON; AD. TECH  
MONTANA DAVIS**

**DEFENDANTS**

**ORDER**

Plaintiff filed this *pro se* case on November 17, 2020, under 42 U.S.C. § 1983. He asserts that he has been federally indicted and asks me to review some of the evidence, grant him a writ of habeas corpus, and dismiss pending criminal charges.<sup>1</sup> The things he wants reviewed may be relevant in his upcoming criminal trial.

The allegations and requested relief involve discovery and evidentiary issues that can be explored by his lawyer in his criminal case. Additionally, none of the relief Plaintiff seeks is available through a § 1983 case. Accordingly, this case is dismissed as frivolous.<sup>2</sup>

IT IS SO ORDERED this 7<sup>th</sup> day of December, 2020 (Pearl Harbor Day).

Billy Roy Wilson  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup>Mr. Beard's trial is set for March 15, 2021 before the Honorable Brian Miller. *See United States v. Beard*, No. 4:19-cr-655-BSM-1 (E.D. Ark.).

<sup>2</sup>*Porter v. Fox*, 99 F.3d 271, 273 (8th Cir. 1996) (noting that district courts may *sua sponte* dismiss frivolous complaint prior to service); *Fitzgerald v. First E. Seventh St. Tenants Corp.*, 221 F.3d 362, 364 (2d Cir. 2000) (“[D]istrict courts may dismiss a frivolous complaint *sua sponte* even when the plaintiff has paid the required filing fee.”).